

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA

## Alexandria Division

UNITED STATES OF AMERICA ) Case No. 1:20-CR-143  
v. ) Honorable T.S. Ellis, III  
ZACKARY ELLIS SANDERS, ) Sentencing: April 1, 2022  
*Defendant.* )  
\_\_\_\_\_  
)

**MOTION TO SEAL**

**POSITION OF THE UNITED STATES WITH RESPECT TO SENTECNING**

The United States of America, by and through its undersigned counsel and pursuant to Local Criminal Rule 49(C) and 49(E), moves to file under seal the government's unredacted position with respect to sentencing. An un-redacted copy of the filing will be delivered to the clerk's office with a copy of this motion and provided to opposing counsel. A proposed Order is attached for the consideration of the Court.

The government's position on sentencing contains information regarding the defendant's health, as well as material covered by the Protective Order in this matter. Sealing is necessary to safeguard the privacy of the defendant and this information. Counsel for the government has considered procedures other than redacting and sealing the unredacted version of the filing, and none will suffice to protect this information from disclosure.

The Court has supervisory power over its own records and may, in its discretion, seal documents if the public's right of access is outweighed by competing interests. *In re Knight Pub. Co.*, 743 F.2d 231, 235 (4th Cir. 1984). Such sealing is within the discretion of this Court and may be granted for "any legitimate prosecutorial need." *United States v. Ramey*, 791 F.2d 317,

321 (4th Cir. 1986); *see also, Baltimore Sun Co. v. Goetz*, 886 F.2d 60, 65 (4th Cir. 1989).

Accordingly, the United States requests that the government's unredacted position with respect to sentencing remain under seal until further order of the Court.

Respectfully submitted,

Jessica D. Aber  
United States Attorney

Date: March 25, 2022

By: \_\_\_\_\_/s/

William G. Clayman  
Special Assistant United States Attorney (LT)  
United States Attorney's Office  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Phone: 703-299-3700  
Fax: 703-299-3981  
Email: william.g.clayman@usdoj.gov

**CERTIFICATE OF SERVICE**

I hereby certify that on March 25, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which automatically generated a Notice of Electronic Filing to the parties of record.

By: /s/  
William G. Clayman  
Special Assistant United States Attorney (LT)  
United States Attorney's Office  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Phone: 703-299-3700  
Fax: 703-299-3981  
Email: william.g.clayman@usdoj.gov